



April 18, 1983

The Honorable Floyd E. Boline  
U.S. Magistrate  
U.S. District Court  
110 S. Fourth Street  
Minneapolis, MN 55401

Re: U.S. v. Reilly Tar & Chemical Corporation  
File No. Civ. 4-80-469

Dear Judge Boline:

I represent the Plaintiff-Intervenor State of Minnesota in the above-captioned action and have scheduled a hearing before you for May 4, 1983, on a motion to dispose of an affirmative defense raised by Defendant Reilly Tar & Chemical Corporation. My motion is based in part on a discovery document entitled Response to First Request for Admissions with Interrogatories Served by State of Minnesota on Reilly Tar & Chemical Corporation. In order for this document to be considered part of the record in support of my motion under Rule 56, it must be filed with the Clerk of Court. Local Rule 8.B(d) prohibits filing of discovery documents at this stage of the litigation except upon order of the Court. Accordingly, I have drafted a proposed order for your consideration authorizing filing of this document and of such other discovery documents as counsel may deem pertinent to the several motions scheduled for hearing on May 4.

Thank you for your attention to this matter.

Very truly yours,

STEPHEN SHAKMAN  
Special Assistant  
Attorney General

Shah

cc: Edward J. Schwartzbauer  
David Hird  
Robert E. Leininger  
Wayne Popham

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
FOURTH DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

and

STATE OF MINNESOTA, by its  
Attorney General Hubert H. Humphrey, III,  
its Department of Health, and its  
Pollution Control Agency,

Civil No. 4-80-469

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION;  
HOUSING AND REDEVELOPMENT AUTHORITY  
OF ST. LOUIS PARK; OAK PARK VILLAGE  
ASSOCIATES; RUSTIC OAKS CONDOMINIUM  
INC.; and PHILIP'S INVESTMENT CO.,

Defendants.

and

ORDER

CITY OF ST. LOUIS PARK,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

and

CITY OF HOPKINS,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

Upon request of Plaintiff-Intervenor State of Minnesota, it is hereby ordered that the Clerk of Court shall accept for filing Response to First Request for Admissions with Interrogatories Served by State of Minnesota on Reilly Tar & Chemical Corporation and such other discovery documents as counsel may certify to the Clerk are needed for motions before the Court. A statement in the filing letter of counsel as to the need for the document shall be sufficient certification.

  
FLOYD E. BOLINE  
U.S. Magistrate

Dated: April 18, 1983, 1983.